

**REMARKS**

The present invention is a multimedia content delivery system and a process for providing multimedia content.

Claims 1-28 stand rejected under 35 U.S.C. §103 as being unpatentable over United States Patent 6,457,640 (the '640 Patent) in view of United States 5,973,773 (the '773 Patent). This ground of rejection is traversed for the following reasons.

With respect to the '640 Patent, the Examiner reasons as follows:

Referring to claim 1. Ramachandran discloses a multimedia content delivery system, comprising

- A content provider having a plurality of multimedia files therein (abstract);
- An input device for selecting a multimedia file from the plurality of multimedia files (abstract, "16");
- An output device for selecting a multimedia file from the plurality of multimedia files (abstract, "18"); and
- A first integrated circuit card interface for receipt of a host integrated circuit card containing first authorization information (abstract, "20");

Ramachandran does not expressly disclose a system comprising:

- A second integrated circuit card interface for receipt of a user integrated circuit card containing second authorization information; and
- A control unit responsive to insertion into said second integrated circuit card interface of a user interface card containing second authorization information compatible with the first authorization information contained in a host integrated circuit card inserted in said first integrated circuit card interface, for actuating said output device to provide the content of a multimedia file selected by said input device.

Findley discloses a system comprising:

- A second integrated circuit card interface for receipt of a user integrated circuit card containing second authorization information (Fig. 1, "A"); and
- A control unit responsive to insertion into said second integrated circuit card interface of a user interface card containing second authorization information compatible with the first authorization information contained in a host integrated circuit card inserted in said first integrated circuit card interface, for actuating said output device to provide the content of a multimedia file selected by said input device (abstract).

At the time the invention was made, it would have been obvious to a person of ordinary skill in the art to have modified the method of Ramachandran to have included the system of Findley in order to provide an electronic data access and retrieval system for accessing and retrieving digital data information securely (Finley: column 5, lines 9-15).

If the proposed combination of references were made, the subject matter of claim 1 would not be achieved for the following reasons. The '640 Patent discloses a conventional ATM machine which may also enable the purchase of digital content from a digital information source 32 through the entry of a fee from a credit card read by a card reader 20. See column 6, lines 15-38 and lines 53-67 through column 7, lines 1-2 and lines 11-22 which correspond to the subject matter in provisional application 60/180,490.

The system of the '773 Patent has been cited by the Examiner for disclosing a second integrated circuit card which is compatible with first authorization information contained in a host integrated circuit card. However, the utilization of two cards in the '773 Patent, which are described as an access card A and an identification card B, is for the purpose of permitting retrieving of

information by the access card A from the identification card B. See column 5, lines 9-48 and column 6, lines 62-67 through column 7, lines 1-46.

Nowhere in the system of the '640 Patent or the '773 Patent is there any disclosure corresponding to the function of the control unit. Specifically, the control unit is recited in claim 1 as being responsive to insertion into said second integrated card interface of a user interface card containing second authorization information compatible with first authorization information contained in a host integrated circuit card in said first integrated circuit card interface, for actuating said output device to provide the content of a multimedia file selected by said input device. Claim 1 requires multimedia files to be provided by the content provider which has no counterpart in the system of the '773 Patent since the access card A receives information from the identification card B and which is not from a content provider as required by the control unit limitation.

It is submitted that a person of ordinary skill in the art would not consider the electronic data access and retrieval system of the '773 Patent, which is utilized for retrieving information from the identification card as illustrated in flowchart form in Fig. 6 and is not analogous to the function of the claimed control unit, to suggest modification of the '640 Patent to control the providing of multimedia files selected by an input device from a content provider to an output device. In claim 1, the content provider is the source of "a multimedia file from the plurality of multimedia files" selected by the input device which is a different source than the identification card of the '773 Patent.

If the proposed combination of the '640 and the '773 Patents were made, at most what would be obtained would be the retrieving of information from the

identification card B to an output device of the '640 Patent. This does not meet the claimed control function which requires the host integrated circuit card containing first authorization information and a user integrated circuit card containing second authorization information to be compatible for actuating the output device to provide content from the content provider which is the only source of a multimedia file selected by the input device as recited in claim 1. Accordingly, the system of claim 1 is patentable even if the proposed combination were made which it is submitted is based on impermissible hindsight.

Dependent claims 2-17 define further aspects of the present invention which are not rendered obvious by the proposed combination of the '640 and the '773 Patents.

Claim 19 defines a process for providing multimedia content comprising the steps of (a) storing a multimedia file, having multimedia content, in a storage unit; (b) associating first authorization information with the multimedia file; (c) receiving a user integrated circuit card containing second authorization information compatible with the first authorization information; (d) in response to step (c), providing the content of the multimedia file to an output device. Moreover, claim 24 defines a process for providing multimedia content including a plurality of multimedia files. Claims 19 and 24 are patentable for the same reasons set forth above with respect to claim 1 regarding the proposed combination of the '640 and '773 Patents. As stated above, if the proposed combination of references were made, the utilization of the first authorization information and the second authorization information compatible with the first

authorization information would not result in providing the content of the multimedia file to an output device as recited in the claims.

Moreover, dependent claims 20-23 and 25-28 further respectively limit claims 19 and 24 in a manner which is not rendered obvious by the proposed combination of the '640 and '773 Patents.

Submitted herewith is a copy of the August 26, 2003 submission of Formal Drawings which are submitted in response to the Examiner's requirement of submitting Formal Drawings.

In view of the foregoing amendments and remarks, it is submitted that each of the claims in the application is in condition for allowance. Accordingly, early allowance thereof is respectfully requested.

To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. §1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (0171.39114X00) and please credit any excess fees to such Deposit Account.

Respectfully submitted,

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